

NOTICE RE SELF-CALENDARING SYSTEM FOR JUDGE PETER H. CARROLL'S CASES

The Honorable Peter H. Carroll has a self-calendar system which permits counsel and parties to schedule hearings dates for matters heard on regular notice without prior approval from the Courtroom Deputy.

Judge Peter H. Carroll holds court in Courtroom # 303, United States Bankruptcy Court, 3420 Twelfth Street, Riverside, California. Matters that do not require hearings may be filed in accordance with Local Bankruptcy Rule 9013-1(g)(1). Please refer to the appropriate Federal Rules of Bankruptcy Procedure and Local Bankruptcy Rules regarding the filing and service of motions.

PLEASE NOTE: Calendar dates are subject to periodic revision, so please verify that you are referring to a current version of the Judge's monthly calendar.

This notice includes the available dates and times for hearings to be scheduled before Judge Peter H. Carroll from **January 1, 2004 through December 31, 2004.**

This notice is posted in the Judge's courtroom, and available on the Court's website (www.cacb.uscourts.gov). You may also obtain the available dates and times for hearings by calling the Court's general information number [(951) 774-1100] and selecting the menu options necessary to direct you to calendaring information for Judge Peter H. Carroll.

I. HEARING DATES.

A. Chapter 7.

All motions, except (a) motions for relief from stay and (b) motions in adversary proceedings, shall be set for **9:00 a.m.** on the following dates:

January 5, 12, 23	July 9, 12, 26
February 2, 9, 20	August 2, 16, 30
March 1, 8, 15, 29	September 20, 27
April 5, 12, 26	October 7, 18, 25
May 3, 10, 24	November 1, 8, 15, 22
June 7, 21	December 6, 13, 20

B. Chapters 9, 11 and 12.

a. All motions, except (1) motions for relief from stay and (2) motions in adversary proceedings, shall be set for **9:00 a.m.** on the following dates:

January 6, 13, 20	July 6, 13, 27
February 3, 10, 17	August 3, 17, 31
March 2, 9, 16, 30	September 7, 21, 28
April 6, 13, 27	October 5, 19, 26
May 4, 11, 25	November 2, 9, 16, 23
June 1, 8, 15, 22	December 7, 14, 21

b. Disclosure statement and confirmation hearings shall be set at **10:00 a.m.** on any of the following dates. The court will also set status conferences in Chapter 11 cases on these dates:

January 6, 13, 20	July 6, 13, 27
February 3, 10, 17	August 3, 17, 31
March 2, 9, 16, 30	September 7, 21, 28
April 6, 13, 27	October 5, 19, 26
May 4, 11, 25	November 2, 9, 16, 23
June 1, 8, 15, 22	December 7, 14, 21

C. Chapter 13.

a. Confirmation hearings in Chapter 13 cases shall be set for **1:30 p.m.** on the following dates:

January 7, 21	July 7, 15
February 4, 18	August 4, 18
March 3, 17, 31	September 1, 9, 29
April 14, 28	October 7, 27
May 12, 26	November 10, 24
June 9, 23	December 8, 22

b. All other matters in Chapter 13 cases, except (a) motions for relief from stay and (b) motions in adversary proceedings, shall be set for **3:00 p.m.** on the following dates:

January 7, 21	July 7, 15
February 4, 18	August 4, 18
March 3, 17, 31	September 1, 9, 29
April 14, 28	October 7, 27
May 12, 26	November 10, 24
June 9, 23	December 8, 22

D. Motions for Relief from Stay.

Motions for relief from stay in Chapters 7, 9, 11, 12 and 13 cases shall be set at **10:00 a.m.** on the following dates:

January 7, 14, 21	July 7, 14, 28
February 4, 11, 18	August 4, 18
March 3, 10, 17, 31	September 1, 8, 22, 29
April 7, 14, 28	October 6, 20, 27
May 5, 12, 26	November 3, 10, 17, 24
June 2, 9, 16, 23	December 8, 15, 22

E. Adversary Proceedings.

a. Status/Pretrial Conferences. Status conferences in adversary proceedings and/or pretrial conferences will be set by the court and held at **9:00 a.m.** on the following dates:

January 8, 22	July 8, 29
February 5, 19	August 5, 19
March 4, 18	September 2, 23
April 1, 15, 29	October 8, 21
May 6, 27	November 4, 18
June 17, 24	December 9, 23

b. Motions in Adversary Proceedings. Motions in adversary proceedings shall be set at **10:30 a.m.** on any of the following dates, except where there may be a related status conference or pretrial conference on the court's calendar for that date. Parties should then schedule the related motion at the same time as the status conference or pretrial conference:

January 8, 22	July 8, 29
February 5, 19	August 5, 19
March 4, 18	September 2, 23
April 1, 15, 29	October 8, 21
May 6, 27	November 4, 18
June 17, 24	December 9, 23

F. Reaffirmation Hearings.

Reaffirmation hearings will be set by the Clerk's Office at **11:00 a.m.** on the following dates:

January 5	July 9
February 2	August 2, 30
March 1	October 7
April 5	November 1
May 3	December 6
June 7	

II. INSTRUCTIONS.

STEP 1: Select an available date and time from this notice for the type of matter that you want to calendar.

STEP 2: Prepare a notice of hearing for the date and time you have selected. If your motion is for relief from stay, you must provide notice in the same form as outlined by Local Bankruptcy Rule 9013-1(a)(5) (F 4001-1 series of the court-approved forms).

PLEASE NOTE: If you choose a date for a relief from stay hearing that is greater than 30 days from the date you file your motion, you are deemed to have waived the time limits of Bankruptcy Code § 362(e).

- STEP 3: Schedule hearing dates to give sufficient notice of all matters to all parties entitled to receive such notice pursuant to applicable provisions of the Local Bankruptcy Rules and Federal Rules of Bankruptcy Procedure. Moving parties are referred to Local Bankruptcy Rule 9013-1(a)(13) and this court's Policies and Procedures regarding evidence supporting the motion.
- STEP 4: File and serve your papers in a timely manner! Late filed moving papers cannot be placed on the calendar you have chosen and you will be notified of a new hearing date by the Courtroom Deputy. Refer to the Local Bankruptcy Rules and Federal Rules of Bankruptcy Procedure for applicable filing and service deadlines. If proof of service is insufficient, the moving party's motion may be continued or denied. A courtesy copy of all papers is required to be delivered to the Judge's chambers. The date and time of the scheduled hearing is required to appear on all documents next to the caption box. *See* Local Bankruptcy Rule 1002-1(d)(8)(E).
- STEP 5: If the date selected is unavailable for any reason, the Courtroom Deputy will contact you to arrange an alternative date. Local Bankruptcy Rule 1002-1(d)(8)(A) requires that you include your telephone number and fax number at the top left corner of the pleading.
- STEP 6: Bring your proposed order to the hearing. Deposit your proposed order in the basket in the rear of the courtroom after the hearing with the requisite notice of entry, copies and stamped, self-addressed envelopes.

The court will make every reasonable effort to honor your selection of a hearing date. However, the court reserves the right to reschedule any hearing. You will be promptly notified if your hearing has been re-set.

III. TELEPHONIC APPEARANCES.

Please refer to the "**Notice Re Telephonic Appearance Procedures for Judge Peter H. Carroll's Cases**" posted in the Judge's courtroom and available under the *Procedures/Rules/Forms* section, *Judge's Forms & Instructions* subsection, of the Court's web site at www.cacb.uscourts.gov.

Questions regarding the court calendar should be directed to the Courtroom Deputy, John Craig, at (951) 774-1097.